

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the matter of)	
)	
Office of Engineering and Technology)	
Seeks Comment on Petition from Continental)	ET Docket No. 05-247
Airlines for Declaratory Ruling regarding whether)	
certain Restrictions on Antenna Installation are)	
Permissible under the Commission's)	
Over-The-Air Reception Devices (OTARD) Rules)	
)	

ORDER EXTENDING COMMENT PERIOD

Adopted: August 22, 2005

Released: August 23, 2005

By the Acting Chief, Office of Engineering and Technology:

1. On July 29, 2005, the Office of Engineering and Technology released a public notice (*Public Notice*)¹ seeking comment on a petition from Continental Airlines (Continental) for a declaratory ruling regarding whether certain restrictions on antenna installation are permissible under the Commission's over-the-air reception devices (OTARD) rules.² On August 16, 2005, the Massachusetts Port Authority (Massport) filed a Motion for a thirty-day extension of time in which to file comments and reply comments in response to the *Public Notice*. At least one additional party has also asked for an extension of the filing deadlines.³ On August 18, 2005, Continental filed a reply to Massport's motion.⁴ While Continental does not object to a brief extension of time, it does object to Massport's overall characterization of the dispute.⁵

2. The Commission's general policy is that extensions of time are not routinely granted.⁶ However, in light of the import of the public policy issues potentially implicated in this proceeding, we find that the interests of commenting parties and the Commission's interests in ensuring a thorough record, without unreasonably or unnecessarily delaying the resolution of the proceeding, are best served by an extension of the comment period.

¹ See *OET Seeks Comment on Petition from Continental Airlines for Declaratory Ruling Regarding Whether Certain Restrictions on Antenna Installation are Permissible under the Commission's Over-the-Air Reception Devices (OTARD) Rules*, ET Docket No. 05-247, Public Notice, DA 05-2213 (rel. July 29, 2005).

² See 47 C.F.R. § 1.4000. See also *Commission Staff Clarifies FCC's Role Regarding Radio Interference Matters and Its Rules Governing Customer Antennas and Other Unlicensed Equipment*, Public Notice, DA 04-184, 19 FCC Rcd 11300 (2004).

³ See *Airports Council International - North America, Motion for Extension of Filing Deadlines*, filed August 16, 2005.

⁴ See *Reply of Continental Airlines, Inc. to the Massachusetts Port Authority Motion for Extension of Time*, filed August 18, 2005.

⁵ *Id.*

⁶ See 47 C.F.R. § 1.46(a).

3. Therefore, we extend the time for the filing comments in response to the *Public Notice* from August 29, 2005, to September 28, 2005; and extend the reply comment date from September 13, 2005 to October 13, 2005.

4. IT IS HEREBY ORDERED that pursuant to Section 1.46 of the Commission's Rules, 47 C.F.R. § 1.46, the request of the Massachusetts Port Authority to extend the deadline for filing comments and replies in response to the *Public Notice* is GRANTED.

5. This action is taken under delegated authority pursuant to Sections 0.51 and 0.261 of the Commission's Rules, 47 C.F.R. . §§ 0.51, 0.261.

FEDERAL COMMUNICATIONS COMMISSION

Bruce Franca
Acting Chief
Office of Engineering and Technology